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TABLE 3184  
cc: Lynn

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Office of the Governor  
PUBLIC LANDS POLICY COORDINATION

JOHN HARJA  
Director

RECEIVED  
SEP 23 2009  
DIV. OF OIL, GAS & MINING

State of Utah

GARY R. HERBERT  
Governor

GREG BELL  
Lieutenant Governor

September 17, 2009

Paul Baker  
Minerals Reclamation Program  
Division of Oil, Gas and Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116

Subject: 229 Acre Rock Quarry on Private Land in Box Elder County  
RDCC Project No. 09-10762

Dear Mr. Baker:

The State of Utah, through the Public Lands Policy Coordination Office (PLPCO), has reviewed this project. PLPCO makes use of the Resource Development Coordinating Committee (RDCC) for state agency review of activities affecting state and public lands throughout Utah. The RDCC includes representatives from the state agencies that are generally involved or impacted by public lands management. Utah Code (63J-4-501 *et seq.*) instructs the RDCC to coordinate the review of technical and policy actions that may affect the physical resources of the state and facilitate the exchange of information on those actions among federal, state, and local government agencies. The Utah Division of Air Quality provides the following comments:

**Utah Division of Air Quality**

The proposed project in Box Elder County is subject to R307-205-5: Fugitive Dust, of the Utah Air Quality Rules, due to the fugitive dust that is generated during the excavating phases of the project. These rules apply to construction activities that disturb an area greater than 1/4 acre in size. A permit, known as an Approval Order (AO), is not required from the Executive Secretary of the Air Quality Board, but steps need to be taken to minimize fugitive dust, such as watering and/or chemical stabilization, providing vegetative or synthetic cover or windbreaks. A copy of the rules may be found at:  
[www.rules.utah.gov/publicat/code/r307/r307.htm](http://www.rules.utah.gov/publicat/code/r307/r307.htm).

Rock crushing, asphalt, and concrete batch equipment located on site will require an AO from the Executive Secretary of the Air Quality Board. For temporary projects (180 operation days within a 12 month period) a portable AO will be

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issued for the equipment instead of a permanent AO issued to that specific address. A permit application, known as a Notice of Intent (NOI), should be submitted to the Executive Secretary at the Utah Division of Air Quality at 150 N. 1950 West, Salt Lake City, Utah, 84116 for review according to R307-401: Permit: Notice of Intent and Approval Order, of the Utah Air Quality Rules. The guidelines for preparing a NOI are available on-line at:

<http://www.airquality.utah.gov/Permits/FORMS/NOIGuide8.pdf>.

The State of Utah appreciates the opportunity to review this proposal and we look forward to working with you on future projects. Please direct any other written questions regarding this correspondence to the Resource Development Coordinating Committee at the address below, or call Judy Edwards at (801) 537-9023.

Sincerely,

A handwritten signature in black ink, appearing to read 'John Harja', with a stylized flourish at the end.

John Harja  
Director

cc: Kimberly Kreykes, Utah Division of Air Quality